Application No.: 10/538,223 Docket No.: 09600-00031-US

AMENDMENTS TO THE CLAIMS

This Listing of claims will replace all prior versions, and listings, of claims in the application: Listing of Claims:

Claims 1 and 2 (Canceled).

- 3. (Previously presented) The method of Claim 10, wherein the surgical procedure is an elective surgical procedure or an emergency surgical procedure.
- 4. (Previously presented) The method according to Claim 3, wherein the elective surgical procedure is a gastrointestinal procedure, heart surgery, nose and throat surgery, an abdominal procedure, vascular and/or joint surgery or transplantations.
- 5. (Previously presented) The method of Claim 3, wherein the emergency surgical procedure is trauma surgery or procedures for clearing up a septic focus.
- 6. (Previously presented) The method of Claim 10, wherein the green tea extract includes theanine and polyphenols derived from catechin derivatives.
- 7. (Previously presented) The method of Claim 6, wherein the catechin derivatives are selected from the group consisting of (-)-epigallocatechin gallate (EGCg), (-)-epigallicatechin (EGG), (-)-epicatechin gallate (ECg), (+)-gallocatechin (GC), (-)-epicatechin (EC), (+)-catechin (C) and combinations of two or more constituents thereof.
- 8. (Previously presented) The method of Claim 10, wherein component b) is arginine or an arginine precursor in the form of a di- or tripeptide.
- 9. (Previously presented) The method of claim 10, wherein said composition further comprises as component c) glycine, a glycine precursor in the form of a di- or tripeptide, or the physiologically tolerated salts thereof or combinations thereof.

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10. (Previously presented) A method for averting or reducing the risk of postoperative complications comprising the step of gastrointestinally administering to a surgical patient a composition comprising

- a) green tea extract and
- b) at least one NO donor which is a substrate of NO synthetase, and/or one precursor of this NO donor, wherein said NO donor and precursor are selected from the group consisting of glutamine, precursors of glutamine, trinitroglycerin, isosorbite dinitrate, nitroprussite, aminoguanidine, spermine-NO, spermidine-NO and SIN 1 (3-morpholinosydnone imines), or the physiologically tolerated salts or combinations thereof, and

wherein administration of the composition takes place less than twenty-four hours before a surgical procedure.

Claims 11-15. (Cancelled)

- 16. (Previously presented) A formulation for gastrointestinal administration to a surgical patient before surgical procedures to reduce the risk of postoperative complications or to avert such a risk comprising a composition comprising
 - a) green tea extract and
- b) at least one NO donor which is a substrate of NO synthetase, and/or one precursor of this NO donor, wherein said NO donor and precursor are selected from the group consisting of glutamine, precursors of glutamine, trinitroglycerin, isosorbite dinitrate, nitroprussite, aminoguanidine, spermine-NO, spermidine-NO and SIN 1 (3-morpholinosydnone imines), or the physiologically tolerated salts or combinations thereof.
- 17. (Cancelled)
- 18. (Previously presented) The formulation of Claim 16, wherein the green tea extract includes theanine and polyphenols derived from catechin derivatives.
- 19. (Previously presented) The formulation of Claim 18, wherein the catechin derivatives are selected from the group consisting of (-)-epigallocatechin gallate (EGCg), (-)-

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epigallicatechin (EGG), (-)-epicatechin gallate (ECg), (+)-gallocatechin (GC), (-)-epicatechin (EC), (+)-catechin (C) and combinations of two or more constituents thereof.

- 20. (Cancelled)
- 21. (Previously presented) The formulation of Claim 16, wherein said composition further comprises as component c) glycine, a glycine precursor in the form of a di- or tripeptide, or the physiologically tolerated salts thereof or combinations thereof.
- 22. (Previously presented) The method of claim 10 wherein the postoperative complications are ischemia-reperfusion injury.
- 23. (Previously presented) The method of Claim 10, wherein component b) is glutamine or a glutamine precursor.
- 24. (Previously presented) The formulation of Claim 16, wherein component b) is glutamine or a glutamine precursor.
- 25. (Previously presented) A method for averting or reducing the risk of postoperative complications comprising the step of gastrointestinally administering to a surgical patient a composition comprising
 - a) green tea extract and
- b) glutamine or a glutamine precursor, wherein administration of the composition takes place less than twenty-four hours before a surgical procedure.